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Response Under 37 C.F.R. § 1.116
Expedited Procedure
Examining Group 2800
PATENT

ATTORNEY DOCKET NO.: 051480-5024

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Joachim MELBERT et al.

Application No.: 09/582,258

Filed: 27 November 2000

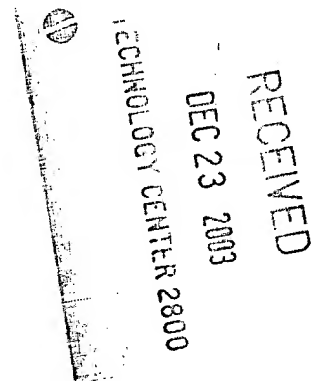
For: DEVICE FOR CONTROLLING AN
ELECTROMAGNETIC REGULATOR

Confirmation No.: 1696

Group Art Unit: 2836

Examiner: Leja, Ronald

Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window
Mail Stop Non-Fee Amendment
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202



Sir:

AMENDMENT TRANSMITTAL FORM

- Transmitted herewith is an Amendment in response to the Final Office Action dated August 21, 2003.
- Additional papers enclosed:

- ☐ Drawings: ☐ Formal ☐ Informal
- ☐ Request for Approval of Drawing Changes
- ☐ Information Disclosure Statement
- ☐ Form PTO-1449, _____ reference included
- ☐ Citations
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

12/19/2003 MGE BREM1 00000109 500310 09582258

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3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

☐ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.

☒ Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input checked="" type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 420.00	\$210.00
<input type="checkbox"/> three months	\$ 950.00	\$475.00
<input type="checkbox"/> four months	\$1,480.00	\$740.00

Extension of time fee due with this request: \$110.00

If an additional extension of time is required, please consider this a Petition therefor.

☐ An extension for ___ months has already been secured and the fee paid therefor of \$_____ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims	9	minus	20	0	x \$18 each =	+ \$
Independent Claims	3	minus	3	0	x \$86 each =	+ \$
[] First presentation of Multiple dependent claim(s)					\$290.00	- \$
SUB-TOTAL =						\$
Reduction by ½ for filing by a small entity						- \$
TOTAL FEE =						\$0.00

6. Fee Payment

- ☐ No fee is to be paid at this time.
- ☒ The Commissioner is hereby authorized to charge Deposit Account No. 50-0310 in the amount of **\$110.00** for the one-month extension of time fee.
- ☒ The Commissioner is hereby authorized to charge any additional fees including fees due under 37 C.F.R. § 1.16 and § 1.17 which may be required, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated: December 18, 2003

By:



Peter J. Sistare

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